

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	MASTERSON ET AL.)	EXAMINER: Ellen E. Kim
SERIAL NO.:	10/599,233)	
FILED:	NOVEMBER 27, 2006)	ART UNIT: 2874
TITLE:	OPTICAL MODE NOISE AVERAGING DEVICE)	CONFIRMATION NO.: 6116

VIA EFS

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REPLY TO NOTICE TO FILE CORRECTED APPLICATION PAPERS AND
AMENDMENT OF FIGURES PURSUANT TO 37 CFR 1.121**

Dear Sir:

A Notice to File Corrected Application Papers which was mailed in the above-captioned application on May 27, 2009. A copy of the Notice is returned with this reply. In response to the Notice to File Corrected Application Papers, Applicant hereby amends the drawings pursuant to 37 CFR 1.121 and states as follows:

The Publishing Division has identified that the application refers to Fig. 9 yet the drawings do not include a Fig. 9. In addition, the Publishing Division has identified that the drawings include a Fig. 10, which is not referenced in the application. Furthermore, the specification at pages 25-26 refers to Fig. 9 which did not exist.

Applicant has determined that all three of the cited errors result from the unintentional mis-numbering of Fig. 9 as Fig. 10 when the application was filed.

Accordingly, Applicant hereby submits an amended drawing sheet 7 wherein Fig. 10 as filed has been corrected by amendment to be labeled Fig. 9. Applicant believes no new matter has been added.

Replacement Sheet 7 is submitted herewith, along with a marked up copy of Sheet 7 showing the amendment.

Respectfully submitted,

Dated: June 15, 2010

/James L. Brown/
James L. Brown, #48,576
Swanson & Bratschun, L.L.C.
8210 SouthPark Terrace
Littleton, Colorado 80120
(303) 268-0066